

HB 3125-1
(LC 3985)
3/28/17 (HE/ps)

Requested by HOUSE COMMITTEE ON TRANSPORTATION POLICY (at the request of Representative Caddy McKeown)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3125**

1 In line 2 of the printed bill, after “transportation” insert “; creating new
2 provisions; and amending ORS 807.020 and 814.250”.

3 Delete lines 4 through 10 and insert:

4 **“SECTION 1. Section 2 of this 2017 Act is added to and made a part
5 of the Oregon Vehicle Code.**

6 **“SECTION 2. ‘Autocycle’ means a motorcycle that:**

7 **“(1) Is manufactured to travel on three wheels;**

8 **“(2) Has a steering wheel for steering control;**

9 **“(3) Has nonstraddle seating; and**

10 **“(4) Is equipped with manufacturer-installed three-point safety belt
11 or safety harness.**

12 **“SECTION 3. ORS 814.250 is amended to read:**

13 **“814.250. (1) A person commits the offense of operating a moped or mo-
14 torcycle more than two abreast if the person is operating a moped or mo-
15 torcycle on a roadway laned for traffic and the person is riding abreast of
16 more than one other motorcycle or moped in the same lane for traffic.**

17 **“(2) For purposes of this section, a motorcycle does not include an
18 autocycle.**

19 **“[(2)] (3) The offense described in this section, moped or motorcycle op-
20 erating more than two abreast, is a Class B traffic violation.**

21 **“SECTION 4. ORS 807.020 is amended to read:**

1 “807.020. A person who is granted a driving privilege by this section may
2 exercise the driving privilege described without violation of the requirements
3 under ORS 807.010. A grant of driving privileges to operate a motor vehicle
4 under this section is subject to suspension and revocation the same as other
5 driving privileges granted under the vehicle code. This section is in addition
6 to any exemptions from the vehicle code under ORS 801.026. The following
7 persons are granted the described driving privileges:

8 “(1) A person who is not a resident of this state or who has been a resi-
9 dent of this state for less than 30 days may operate a motor vehicle without
10 an Oregon license or driver permit if the person holds a current out-of-state
11 license issued to the person. For the purpose of this subsection, a person is
12 a resident of this state if the person meets the residency requirements de-
13 scribed in ORS 807.062. To qualify under this subsection, the person must
14 have the out-of-state license or driver permit in the person’s possession. A
15 person is not granted driving privileges under this subsection:

16 “(a) If the person is under the minimum age required to be eligible for
17 driving privileges under ORS 807.060;

18 “(b) During a period of suspension or revocation by this state or any
19 other jurisdiction of driving privileges or of the right to apply for a license
20 or driver permit issued by this state or any other jurisdiction; or

21 “(c) That exceed the driving privileges granted to the person by the out-
22 of-state license or driver permit.

23 “(2) A person in the Armed Forces of the United States may operate a
24 motor vehicle without an Oregon license or driver permit if the person is
25 operating a motor vehicle in the course of the person’s duties in the Armed
26 Forces.

27 “(3) A person without a license or driver permit may operate a road roller
28 or road machinery that is not required to be registered under the laws of this
29 state.

30 “(4) A person without a license or driver permit may temporarily operate,

1 draw, move or propel a farm tractor or implement of husbandry.

2 “(5) A person without a license or driver permit may operate a motor
3 vehicle to demonstrate driving ability during the course of an examination
4 administered under ORS 807.070 for the purpose of qualifying for a license
5 or driver permit. This subsection only applies when an authorized examiner
6 is in a seat beside the driver of the motor vehicle.

7 “(6) Driving privileges for snowmobiles are exclusively as provided in
8 ORS 821.150.

9 “(7) Driving privileges for Class I all-terrain vehicles are exclusively as
10 provided in ORS 821.170.

11 “(8) Driving privileges for Class III all-terrain vehicles are exclusively as
12 provided in ORS 821.172.

13 “(9) Driving privileges for Class IV all-terrain vehicles are exclusively as
14 provided in ORS 821.176.

15 “(10) A person without a license or driver permit may operate a golf cart
16 in accordance with an ordinance adopted under ORS 810.070.

17 “(11) The spouse of a member of the Armed Forces of the United States
18 on active duty who is accompanying the member on assignment in this state
19 may operate a motor vehicle if the spouse has a current out-of-state license
20 or driver permit issued to the spouse by another state in the spouse’s pos-
21 session.

22 “(12) A person who is a member of the Armed Forces of the United States
23 on active duty may operate a motor vehicle if the person has a current out-
24 of-state license or driver permit in the person’s possession that is issued to
25 the person by the person’s state of domicile or by the Armed Forces of the
26 United States in a foreign country. Driving privileges described under this
27 subsection that are granted by the Armed Forces apply only for a period of
28 45 days from the time the person returns to the United States.

29 “(13) A person who does not hold a motorcycle endorsement may operate
30 a motorcycle if the person is:

1 “(a) Within an enclosed cab; [or]

2 “(b) Operating a vehicle designed to travel with three wheels in contact
3 with the ground at speeds of less than 15 miles per hour[.]; **or**

4 **“(c) Operating an autocycle.**

5 “(14) A person may operate a bicycle that is not an electric assisted bi-
6 cycle without any grant of driving privileges.

7 “(15) A person may operate an electric assisted bicycle without a driver
8 license or driver permit if the person is 16 years of age or older.

9 “(16) A person may operate a motor assisted scooter without a driver li-
10 cense or driver permit if the person is 16 years of age or older.

11 “(17) A person who is not a resident of this state or who has been a res-
12 ident of this state for less than 30 days may operate a motor vehicle without
13 an Oregon license or driver permit if the person is at least 15 years of age
14 and has in the person’s possession a current out-of-state equivalent of a Class
15 C instruction driver permit issued to the person. For the purpose of this
16 subsection, a person is a resident of this state if the person meets the resi-
17 dency requirements described in ORS 807.062. A person operating a motor
18 vehicle under authority of this subsection has the same privileges and is
19 subject to the same restrictions as a person operating under the authority
20 of a Class C instruction driver permit issued as provided in ORS 807.280.

21 “(18) A person may operate an electric personal assistive mobility device
22 without any grant of driving privileges if the person is 16 years of age or
23 older.

24 **“SECTION 5. (1) No later than September 15, 2021, the Department
25 of Transportation shall submit a report to the interim legislative
26 committees related to transportation on changes to federal law related
27 to autocycles.**

28 **“(2) The report may include recommendations for legislative
29 changes.”.**

30